

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HIGHWAYS AND TRANSPORTATION**

**Call to Order:** Chair Gordon Vance, on March 21, 2017 at 2:30 P.M., in Room 405 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Gordon Vance, Chair (R)  
Sen. Steve Fitzpatrick, Vice Chair (R)  
Sen. Carlie Boland (D)  
Sen. Dee Brown (R)  
Sen. Edward Buttrey (R)  
Sen. Terry Gauthier (R)  
Sen. Jen Gross (D)  
Sen. JP Pomnichowski (D)  
Sen. Roger Webb (R)  
Sen. Lea Whitford (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Laura Sankey Keip, Legislative Branch  
Tia Stockton, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 336, 3/16/2017

Executive Action: SB 332 - Tied vote; will remain in committee  
SB 336 - Do pass  
HB 205 - Partial action taken  
HB 225 - Be tabled  
HB 374 - Be concurred in  
HB 459 - Be tabled

00:00:03 Chair Vance

00:01:38 Vice Chair Fitzpatrick assumed the role as chair.

**HEARING ON SB 336**

**Opening Statement by Sponsor:**

00:01:56 Sen. Gordon Vance (R), SD 34, opened the hearing on SB 336, Revise temporary registration permits.

**Proponents' Testimony:**

00:03:11 Owen Kelley, Montana Independent Auto Dealers Association  
[EXHIBIT\(his58a01\)](#)

00:05:46 Joann Loehr, Motor Vehicle Division, Department of Justice (DOJ)

00:06:19 Ronda Wiggers, Montana County Treasurers Association

00:07:45 Bruce Knudsen, Montana Auto Dealers Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:08:39 Sen. Buttrey

00:08:57 Ms. Loehr, DOJ

00:09:12 Sen. Brown

00:09:58 Ms. Loehr

**Closing by Sponsor:**

00:10:28 Sen. Vance

00:11:15 Chair Fitzpatrick

00:11:36 Chair Vance assumed the role as chair.

00:11:41 Sen. Buttrey

00:11:50 Chair Vance

00:11:55 Sen. Gauthier

00:12:08 Chair Vance

**EXECUTIVE ACTION ON SB 336**

00:12:20 **Motion:** Sen. Fitzpatrick moved that **SB 336 DO PASS.**

**Discussion:**

00:12:31 Sen. Brown

00:13:02 **Vote:** Motion carried unanimously by voice vote. Sen. Gross voted by proxy.

00:13:19 Sen. Gauthier

**EXECUTIVE ACTION ON HB 205**

00:13:40 **Motion:** Sen. Gauthier moved that **HB 205 BE CONCURRED IN.**

00:13:50 **Motion:** Sen. Gauthier moved that **HB 205 BE AMENDED.**

[EXHIBIT](#)(his58a02)

**Discussion:**

00:14:21 Sen. Pomnichowski

00:15:19 Sen. Brown

00:15:57 Sen. Gauthier

00:16:41 **Vote:** Motion carried 8-2 by roll call vote with Sen. Buttrey and Sen. Vance voting no. Sen. Gross voted by proxy.

00:17:09 **Motion:** Sen. Fitzpatrick moved that **HB 205 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:17:14 Sen. Buttrey

00:17:27 Sen. Whitford

00:18:06 Sen. Brown

00:18:32 Sen. Whitford

00:18:49 Sen. Brown

00:19:15 Sen. Whitford

00:19:38 Sen. Brown

00:19:52 Chair Vance

00:20:11 Sen. Gauthier

00:20:47 Joann Loehr, Motor Vehicle Division, Department of Justice (DOJ)

00:21:01 Sen. Gross entered the meeting.

00:21:07 Sen. Gauthier

00:21:15 Ms. Loehr, DOJ

00:21:22 Sen. Gauthier

00:21:38 Chair Vance

00:21:41 Ms. Loehr

00:21:46 Sen. Gauthier

00:21:50 Ms. Loehr

00:21:54 Chair Vance

00:22:01 Sen. Whitford

00:22:15 Without objection, Sen. Fitzpatrick withdrew the BE CONCURRED IN AS AMENDED motion.

**Discussion:**

00:22:35 Chair Vance

00:23:23 Sen. Buttrey

00:23:32 Chair Vance

00:23:58 Sen. Boland

00:24:10 Chair Vance

00:24:13 Sen. Brown

00:24:16 Chair Vance

00:24:45 Recess

00:38:24 Reconvene

00:38:28 Chair Vance

**EXECUTIVE ACTION ON HB 225**

00:38:49 **Motion:** Sen. Fitzpatrick moved that **HB 225 BE CONCURRED IN.**

**Discussion:**

00:39:14 Sen. Brown

00:39:29 **Vote:** Motion failed 4-6 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting aye.

00:39:56 **Motion/Vote:** Sen. Fitzpatrick moved that **HB 225 BE TABLED.** Motion carried 8-2 by voice vote with Sen. Pomnichowski and Sen. Whitford voting no.

**EXECUTIVE ACTION ON HB 374**

00:40:08 **Motion:** Sen. Fitzpatrick moved that **HB 374 BE CONCURRED IN.**

**Discussion:**

00:40:27 Sen. Brown

00:41:07 **Vote:** Motion carried 6-4 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting no. Sen. Fitzpatrick will carry the bill.

**EXECUTIVE ACTION ON HB 459**

00:41:54 **Motion:** Sen. Fitzpatrick moved that **HB 459 BE CONCURRED IN.**

**Discussion:**

00:42:01 Sen. Brown  
 00:42:41 Laura Sankey Keip, Legislative Services Division  
 00:42:53 Sen. Pomnichowski  
 00:43:28 Sen. Buttrey  
 00:44:01 Chair Vance

00:44:30 **Vote:** Motion failed 4-6 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting aye.

00:44:58 **Motion/Vote:** Sen. Fitzpatrick moved that **HB 459 BE TABLED**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 332**

00:45:08 **Motion:** Sen. Fitzpatrick moved that **SB 332 DO PASS**.

**Discussion:**

00:45:17 Sen. Brown  
 00:46:11 Sen. Buttrey  
 00:46:48 Sen. Gross  
 00:47:25 Sen. Brown  
 00:47:47 Sen. Gross  
 00:47:55 Chair Vance  
 00:47:59 Sen. Brown  
 00:48:35 Sen. Whitford  
 00:49:54 Sen. Pomnichowski  
 00:52:10 Sen. Gauthier  
 00:52:28 Sen. Brown  
 00:52:56 Sen. Buttrey

00:53:19 **Vote:** Motion failed 5-5 by roll call vote with Sen. D. Brown, Sen. Buttrey, Sen. Fitzpatrick, Sen. Vance and Sen. R. Webb voting aye.

**Committee Business:**

00:53:59 Sen. Whitford  
 00:54:40 Chair Vance  
 00:54:48 Sen. Whitford  
 00:54:55 Chair Vance  
 00:55:31 Sen. Gauthier  
 00:55:48 Chair Vance

**ADJOURNMENT**

Adjournment: 4:05 PM

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Tia Stockton, Secretary

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Additional Documents:

**EXHIBIT**([his58aad.pdf](#))